

BOX PATENT APPLICATION
Atty. Docket No.: 22903XA-T

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph P. STEINER and Gregory S. HAMILTON

Serial No.: Not yet assigned

Filing Date: February 16, 2001

For: **SMALL MOLECULE PIPECOLIC ACID DERIVATIVE HAIR GROWTH
COMPOSITIONS AND USES**

FILING FORM

FOR DIVISIONAL U.S. PATENT APPLICATION

Commissioner of Patents
Washington, D.C. 20231

Sir:

1. This is a Request for filing a
____ Continuation Application under:
____ 37 CFR § 1.53(b) (1)
X Divisional Application under:
____ X 37 CFR § 1.53(b) (1)
____ Continuation-In-Part (CIP) application
____ 37 CFR § 1.53(b) (2)

of **prior** ("parent") application:

Serial No. 09/089,373

Filed: June 3, 1998

Entitled: **SMALL MOLECULE PIPECOLIC ACID DERIVATIVE
HAIR GROWTH COMPOSITIONS AND USES**

2. X *Enclosed for application under 37 CFR §§ 1.53(b) are:
____ 54 pages of text (specification, claims, abstract)
____ 8 claims
____ 4 sheets of drawings

3. The **present** application names the following inventor(s):

Joseph P. STEINER
Gregory S. HAMILTON

___ (37 CFR § 1.53--"CIP") The above-identified application (in which no payment of the Issue Fee, abandonment of or termination of proceedings has occurred) is hereby expressly abandoned as of the filing date of this new application.

The **Total Filing Fee** is calculated as follows:

___ Enter the Amendment filed in the prior patent application on _____ prior to calculating the filing fee.

XX Enter the enclosed Preliminary Amendment prior to calculating the filing fee.

	(Col 1)		(Col 2)	SMALL ENTITY		OR	NON-SMALL ENTITY	
	NUMBER OF CLAIMS FILED		NUMBER OF EXTRA CLAIMS	RATE	FEE		RATE	FEE
TOTAL	3	minus 20	0	x9=	0		x18=	0
INDEP	3	minus 3	0	x40=	0		x80=	0
BASE FILING FEE:				+355=	0		+710=	710
<u>xx</u> Multiple Dependent Claims				+130=	0		+270=	0
TOTAL					0	OR TOTAL		710

___ Applicant(s) is/are a "small entity". A Verified Statement Claiming Small Entity Status:
 ___ was filed in the parent application, and small entity status is still proper and desired (Rules 60, 62 only);
 ___ is filed herewith;
 ___ will be filed at a later date.

x A check including the above-indicated filing fee is enclosed.

___ A Petition for Extension of Time (to keep the parent case

pending) is enclosed, with a check including the \$___ extension fee.

___ Assignment document(s) is/are submitted herewith, with a check including the recordation fee of \$40.00 per Assignment.

___ No check is enclosed. A Declaration and Power of Attorney will be submitted at a later date pursuant to 37 CFR §§ 1.41, 1.53, together with a check for the "Total Filing Fee" calculated above and a surcharge under 37 CFR § 1.16(e).

X The prior application is assigned of record to Guilford Pharmaceuticals Inc., 6611 Tributary Street, Baltimore, Maryland 21224, the Assignment being recorded on July 27, 1998, on Reel 9349, Frame(s) 0338, which in turn assigned it to GPI NIL Holdings, Inc., 222 Delaware Avenue, Wilmington, Delaware 19899, the Assignment being recorded on July 30, 1998, on Reel 9355, Frame(s) 0460.

___ An original executed Declaration is enclosed.

X Amend the specification by inserting before the first line the sentence:

--This application is a divisional application of U.S. Patent Application Serial No. 09/089,373, filed on June 3, 1998, now U.S. Patent 6,191,125, granted February 20, 2001, the entire contents of which are hereby incorporated in their entirety.--

___ Foreign priority under 35 U.S.C. § 119 of _____ application(s) _____, filed _____, is hereby claimed. The certified priority paper(s):

___ was/were filed in the parent case;

___ is/are enclosed herewith;

___ will be submitted at a later date.

X The power of attorney in the prior application is to Gary M. Nath, Reg. No. 26,965, Customer No. 20529.

X The power appears in the original papers in the prior application.

X Address all future communications to:

Gary M. Nath
NATH & ASSOCIATES PLLC
1030 15th Street, N.W.- 6th Floor
Washington, D.C. 20005

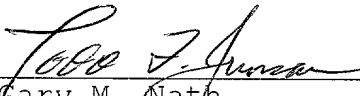
— If extensions of time under 37 CFR § 1.136 other than those provided herewith are required to prevent abandonment of the parent application, then such extensions of time are hereby petitioned to allow copendency of the parent and the present continuing application. The Commissioner is hereby authorized to charge fee deficiency under 37 CFR § 1.17, or credit any overpayment, to Deposit Account No. 14-0112. A duplicate copy of this Form is enclosed.

X The Commissioner is hereby authorized to charge any fee deficiency under 37 CFR §§ 1.16 and 1.17 which may be required, or credit any overpayment, to Deposit Account No. 14-0112. A duplicate copy of this Form is enclosed.

Respectfully submitted,

NATH & ASSOCIATES PLLC

Date: February 16, 2001



Gary M. Nath
Reg. No. 26,965
Todd L. Juneau
Reg. No. 40,669
Customer No. 20529

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Title: **SMALL MOLECULE PIPECOLIC ACID DERIVATIVE HAIR GROWTH
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(Divisional of U.S. Patent Application No. 09/089,373, filed June
3, 1998, now U.S. Patent No. 6,191,125, granted February 20, 2001.)

TRANSMITTAL LETTER

The Commissioner for Patents
Washington, D.C. 20231

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark
Office is the following:

- (1) Transmittal Letter;
- (2) Filing Form For Divisional U.S. Patent Application;
- (3) Divisional application including:
 - 58 Pages Application Consisting of:
 - 37 Pages of Textual Specification
 - 16 Pages of 8 Claims
 - 1 page Abstract of the Disclosure
 - 4 sheets of drawings
- (4) Preliminary Amendment
- (5) Copy of executed Declaration and Assignment with cover sheet;
- (6) Check No. 14254 in the amount of \$710.00 for filing fee
- (7) Postcard for early notification of serial number.

Respectfully submitted,

NATH & ASSOCIATES PLLC

By: Todd L. Juneau

Gary M. Nath
Registration No. 26,965
Todd L. Juneau
Registration No. 40,669
Customer No. 20529

Date: February 16, 2001
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